

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Dai *et al.*

Confirmation No.: 3177

Application No.: 10/591,800

Art Unit: 1634

International Filing Date: March 7, 2005

Examiner: James Martinell

For: CLASSIFICATION OF BREAST CANCER PATIENTS USING A COMBINATION OF CLINICAL CRITERIA AND INFORMATIVE GENESETS Attorney Docket No: 9301-251-999 (CAM No.: 301891-999242)

**RESPONSE TO SECOND RESTRICTION REQUIREMENT WITH TRAVERSE
AND THIRD PRELIMINARY AMENDMENT UNDER 37 C.F.R. 1.115**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.115 and in response to the Office Action mailed on August 19, 2009 in connection with the above-identified application, please enter the following amendments and consider the following remarks. Applicants submit concurrently herewith a Petition for Extension of Time and an Amendment Fee Transmittal, accompanied by the appropriate fees.

Amendments to the Claims are reflected in the listing of the claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.